

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE COMMISSIONER OF PATENTS AND TRADEMARKS

In re HENNING HENNINGSSEN
Application No. 09/402,751

Filed: OCTOBER 12, 1999

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) Appeal No. 2008-4734
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ORDER GRANTING REQUEST TO RESET HEARING DATE

An oral hearing before a merits panel of the Board of Patent Appeals and Interferences has been set for November 6, 2008. The notice setting the hearing was mailed to Applicants on September 30, 2008. The date Applicants received the notice is not apparent from the record. On October 21, 2008, a facsimile letter styled "REQUEST TO RESCHEDULE ORAL HEARING" was filed, Applicants requested that the oral hearing be rescheduled. The request has been granted.

According to counsel:

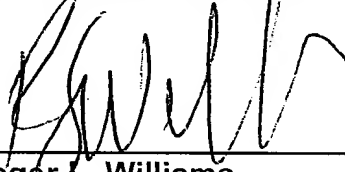
It is impossible for the undersigned to attend this scheduled Hearing because the undersigned will not be in the continental U.S. on this date. This trip has been planned for some time and may not be rescheduled. The undersigned has prosecuted this application for some years and prepared the relevant Appeal Brief. There is insufficient time for another attorney at the undersigned's law firm to gain competency in this matter so as to sufficiently conduct the oral hearing.

For the reasons given above, it is:

Ordered that the request to reschedule the oral hearing to a date after November 6, 2008 is granted. Appellant's will be notified in writing of the rescheduled hearing date.

No further request for postponement will be permitted. Any further request for postponement will be treated as a waiver of the Request for Oral Hearing.

BOARD OF PATENT APPEALS
AND INTERFERENCES



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